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October 25, 2023

**Via ECF and Electronic Mail**

The Honorable Analisa Torres  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

**Re: *Knight First Amendment Institute at Columbia University v. Centers for Disease Control and Prevention and U.S. Department of Health and Human Services, 20 Civ. 2761 (AT)***

Dear Judge Torres,

I write on behalf of all parties to provide a status update pursuant to the Court's September 26, 2023 Order (ECF No. 96).

On June 21, 2023, Defendant Centers for Disease Control and Prevention informed Plaintiff that it had completed its productions. After reviewing the productions, Plaintiff provided Defendant with questions concerning the scope of the productions and certain redactions, to which Defendant responded with a supplemental production on October 16, 2023, and additional information by separate email.

Plaintiff is satisfied with Defendant's responses, and the parties agree that the only remaining issue is Plaintiff's request for an award of its reasonable attorney fees and other litigation costs as provided for in FOIA, 5 U.S.C. § 552(a)(4)(E). The parties are hopeful that fee negotiations will result in the settlement of this case without the need for further litigation. To allow the parties an opportunity to come to an agreement on this issue, the parties respectfully propose that the next joint status report be due by December 11, 2023, at which time they will inform the Court of the progress of their negotiations.

I thank the Court for its attention to this matter.

Respectfully submitted,

/s/ Anna Diakun

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